

IN THE JUVENILE COURT OF _____ COUNTY, TENNESSEE

STATE OF TENNESSEE
DEPARTMENT OF CHILDREN'S SERVICES,
Petitioner,

v.

PARENT 1 and
PARENT 2
Respondents,

IN THE MATTER OF:

CHILD 1, DOB: _____
CHILD 2, DOB: _____
Children under the age of 18 years

Case No. _____

MOTION TO COMPEL

Comes now the Respondent, _____, by and through counsel and pursuant to Rule 30.5 of the Tennessee Rules of Juvenile Practice and Procedure respectfully moves this Honorable Court pursuant to Tennessee Rules of Civil Procedure and Rule 37.01 of the Tennessee Rules of Civil Procedure for an Order compelling the Department of Children Services to complete the Respondent's Interrogatories and Request for Production of Documents which were previously propounded to them. In support of this motion, the Plaintiff would show unto this Honorable Court as follows:

1. Pursuant to Rule 305 of the Tennessee Rules of Juvenile Practice and Procedure, Respondent shall have access to information which would be available in circuit court.
2. On _____, 20__, Respondent attempted to achieve the necessary discovery informally, in order to avoid undue expense and delay in the resolution of this case, by propounding upon the Department of Children Services "Respondent's First Set of Interrogatories and Requests for Production of Documents".

3. Counsel for Respondent has made a good faith effort to obtain the responses to the discovery requests from DCS with no success. Counsel has been assured on several occasions that the Responses are forthcoming to no avail. DCS has failed to respond to Respondent's continued informal discovery request.
4. As a result of DCS's failure to respond, the adjudication in the matter had to be continued causing undue delay in this case.

WHEREFORE, PREMISES SEEN AND CONSIDERED, your Respondent would respectfully pray as follows:

1. That this Honorable Court issue an order compelling the Department of Children's Services to complete the Interrogatories and Requests for Production of Documents within a time frame assigned by this Honorable Court.
2. General relief.

Respectfully submitted,

ATTORNEY NAME, BPR # _____
address
Phone Number
Attorney for Respondent

NOTICE OF HEARING

PLEASE TAKE NOTICE that the Motion for Contact is scheduled to be heard on _____, 20__ at ____ a.m. in the _____ County Juvenile Court. Be present if you wish to be heard.

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Motion has been served via email and/or US Mail, postage pre-paid this the ____ day of _____, 20__, to the following:

[List the names and addresses of each attorney/person/party noticed.]

Attorney Name